

25 APR 1963

MEMORANDUM FOR THE RECORD

SUBJECT: H. R. 4158, 88th Congress, A Bill to Revise and Codify
Title 5, United States Code

1. This memorandum contains comments on the recommendations contained in the letter which was written in 1960 to the Chairman, House Committee on the Judiciary, with respect to predecessor bill H. R. 8748, 60th Congress.
2. The comments are cross-referenced to the comments in the letter to the House Committee.
 - a. The failure of H. R. 8748 to make specific reference to the continued effectiveness of laws, Executive Orders, regulations, etc. has been corrected by Sec. 7 of H. R. 4158. This provides, inter alia, that an order, rule or regulation in effect under a law replaced by the Act, continues in effect under the corresponding provision enacted by the Act until repealed, amended or superceded. (We were particularly concerned about exemptions to the Training Act granted CIA by Executive Order 10805.)
 - b. Omission of language as recommended has been accomplished. (The pay period overlapping two fiscal years was made a charge against the appropriations current at the end of the pay period.)
 - c. In H. R. 8748, it was recommended that the words "is fixed by administrative action pursuant to law" be added to reference to basic pay so as to include CIA and others like it. In H. R. 4158, section 5922, this was done but it was overlooked in section 5941. This is being called to the attention of the Judiciary Committee.
 - d. Appropriate language regarding holidays to be observed for employees whose work week is other than Monday through Friday is included at section 6103.
 - e. Section 7901 pertains to in-Agency health service programs. The Health Benefits Act of 1959 was not incorporated into the revision of Title 5.


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f. It appears that the use of words "Hawaii" and
"Alaska" has been brought up-to-date to coincide with their
statehood status. See Chapter 59.

g. Typographical error has been corrected.

3. In addition, the Office of Personnel suggested the inclusion
in Title 5 of material on missing persons contained in 50 App. 1001-15.
Although this was not contained in the report to the Committee, it
nevertheless has been included in Chapter 53, Subchapter VII.

STATINTL


Assistant General Counsel/OL